

Exhibit "1" – 8 Pages Originally Sent

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Application/Control Number: 10/042,670
Art Unit: 2151

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**PETITIONER'S RESPONSE TO
OFFICE COMMUNICATION OF 11/22/2005**

TO: Karen C. Tang

Via Fax to: 571-273-8300

Art Unit: 2131

The attached sheets are submitted to you in compliance with your "Notice of Non-Compliant Amendment 937 CFR 1.121)" dated November 22, 2005.

The Claims have been renumbered and the proper status identifier applied to each.

Please review these claims in light of the applications as a whole and as further explained by our submittal dated 7 July 2005.

If, for any reason the application is not now believed to be in full condition for allowance, Applicant respectfully requests the constructive assistance and suggestions of the Examiner pursuant to M.P.E.P. § 2173.02 and § 707.07(j) in order that the undersigned can place this application in allowable condition as soon as possible and without the need for further proceedings.

Respectfully submitted by:


Charles Benninghoff, Applicant

Date: December 20, 2005

Corrected Section of the Non-Compliant Amendment

Twice Amended Claims

Please amend **CLAIMS** as follows:

Claims 1-22 (canceled)

Claim 23 (Newly presented): A method for verifiably transmitting an electronic package from a sender to a recipient through a certifying authority via a public communications network, the method comprising the steps of:

- the sender logging on to a certifying authority using a standard authentication protocol;
- the certifying authority creating an electronic package from inputs transmitted by the sender via the public communications network;
- the certifying authority storing the inputs relating to the electronic package on a server operated by the certifying authority for use in later verifying the inputs relating to the electronic package and storing any other data received from the sender;
- delivering a message relative to the electronic package from the certifying authority to the recipient via the public communications network;
- the recipient logging on to the certifying authority as a response to the receipt of the message;
- the certifying authority generating an encrypted hash value based on the inputs relating to the electronic package and the delivery thereof, the encrypted hash value uniquely identifying the particulars relating to the electronic package and the delivery thereof; and

Corrected Section of the Non-Compliant Amendment

Twice Amended Claims

- transmitting an electronic certificate of service from the certifying authority via the public communications network, the electronic certificate of service including selected inputs relating to the electronic package and a digital certificate.

Claim 24 (Newly presented): The method of claim 23 further comprising the steps of:

- storing the electronic package inputs and other related data on the server operated by the certifying authority for use in later producing a duplicate of the electronic package for a period of time agreed upon by the certifying authority and the sender; and
- storing the inputs comprising: the name and address of the email sender, the name and address of the recipient, the name and email of the address of any other persons to whom the certificate of service has been delivered, the time of delivery, the date of delivery, the subject of the message, the size of the message, the electronic package retention expiration date, the name of each attachment, and the size of each attachment.

Claim 25 (Newly presented): The method of claim 23 wherein the certifying authority embeds the digital certificate on the face of the electronic certificate of service.

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Claim 26 (Newly presented): The method of claim 23 wherein the certifying authority embeds the digital certificate in the electronic certificate of service electronically.

Claim 27 (Newly presented): The method of claim 23 wherein a recipient, sender or other person requests the certifying authority to employ the digital certificate embedded within the electronic certificate of service so as to verify that the contents of the electronic package stored on the certifying authority's server are identical to the description thereof found on the face of the electronic certificate of service.

Claim 28 (Newly presented): The method of claim 23 wherein the certifying authority utilizes the embedded digital certificate within the electronic certificate of service to locate and identify the electronic package.

Claim 29 (Newly presented): The method of claim 23 wherein the certifying authority, having located and identified the electronic package, reproduces the electronic package identically to that first assembled by the certifying authority.

Claim 30 (Newly presented): The method of claim 23 wherein the reproduced electronic package is certified to be a true and correct copy of the original electronic package, such certification being made by the certifying authority.

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Claim 31 (Newly presented): The method of claim 23 wherein the certifying authority issues a certification to a requesting party that the reproduced electronic package is a true and correct copy of the original electronic package and said certification and electronic package are delivered to said requesting party.

Claim 32 (Newly presented): The method of claim 23 wherein the particulars surrounding the electronic package comprises maximum number of days within which to deliver the electronic package to the recipient.

Claim 33 (Newly presented): The method of claim 32 further comprising the step of informing the sender, in event that delivery was not made to the recipient within the maximum number of days, by delivering to the sender and other appropriate persons, an electronic certificate of non-service.

Claim 34 (Newly presented): The method of claim 23 wherein the particulars surrounding the electronic package comprises a date through which the electronic package is to be stored by the certifying authority.

Claim 35 (Newly presented): The method of claim 23 wherein tracked message includes an email message and an email attachment and wherein the particulars

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surrounding the electronic package comprises identity of sender, email address of sender, identity of recipient, email address of recipient, date of transmission, time of transmission, length of the email message, name of the email attachment, and size of the email attachment.

Claim 36 (Newly presented): The method of claim 23 further comprising the steps of creating the electronic certificate of service as an encrypted file.

Claim 37 (Newly presented): The method of claim 23 wherein the step of creating the electronic certificate of service as an encrypted file is accomplished by creating an encrypted PDF file that is printable but not modifiable.

Claim 38 (Newly presented): The method of claim 23 further comprising the step of verifying an encrypted hash value that is questioned by transmitting the encrypted hash value to the certifying authority; and comparing the encrypted hash value that is questioned with records of the certifying authority.

Claim 39 (Newly presented): The method of claim 23 further comprising the step of notifying the recipient via the public communications network that the electronic package is available for pickup from the server operated by the certifying authority.

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Claim 40 (Newly presented): The method of claim 38 wherein the step of delivering the electronic package from the certifying authority to the recipient via the public communications network occurs upon a request for download thereof by the recipient; and wherein the step of transmitting an electronic certificate of service from the certifying authority via the public communications network takes place after completion of the delivering step.

Claim 41 (Newly presented): The method of claim 23 wherein particulars of the inputs of the recipient that are converted to an electronic package by the certifying authority are encrypted using an encrypted key maintained solely by the certifying authority for the purpose of embedding the same into the electronic certificate of service.

Claim 42 (Newly presented): The method of claim 23 wherein the step of transmitting an electronic certificate of service transmits an electronic certificate of service to the sender.

Claim 43 (Newly presented): The method of claim 23 wherein the step of transmitting an electronic certificate of service transmits an electronic certificate of service to the recipient.

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Claim 44 (Newly presented): The method of claim 23 wherein the step of transmitting an electronic certificate of service transmits an electronic certificate of service to a designee of the sender other than the recipient.